

tunities for SUNY, CUNY or community college students who are without lawful immigration status or who are undocumented.

SUMMARY OF SPECIFIC PROVISIONS: Section 1. Paragraph h of subdivision 2 of section 355 of the education law is amended by adding a new subparagraph 9 to read as follows:

(9) Such regulations shall further provide that any student who is without lawful immigration status or is an undocumented person may have the payment of tuition and other fees and charges reduced by state-aided programs, scholarships or other financial assistance awarded under the provisions of article thirteen, thirteen-A, fourteen and fourteen-A of this chapter, if such student:

(i) is otherwise eligible to receive such award; and

(ii) attended an approved New York high school for two or more years, graduated from an approved New York high school and applied for attendance at an institution or educational unit of the state university within five years of receiving a New York State high school diploma; or

(iii) attended an approved New York State program for general equivalency diploma exam preparation, received a general equivalency diploma issued within New York state and applied for attendance at an institution or educational unit of the state university within five years of receiving a general equivalency diploma issued within New York state; or

(iv) was enrolled in an institution or educational unit of the state university in the fall semester or quarter of the two thousand five-two thousand six academic year and was authorized by such institution or educational unit to pay tuition at the rate or charge imposed for students who are residents of the state.

A student without lawful immigration status shall also be required to file an affidavit with such institution or educational unit stating that the student has filed an application to legalize his or her immigration status, or will file such an application as soon as he or she is eligible to do so.

2. Subdivision 7 of section 6206 of the education law is amended by adding a new paragraph (d) to read as follows:

(d) The trustees shall further provide that any student who is without lawful immigration status or is an undocumented person may have the payment of tuition and other fees and charges reduced by state-aided programs, if such student:

(i) is otherwise eligible to receive such award; and

(ii) attended an approved New York high school for two or more years, graduated from an approved New York high school and applied for attendance at an institution or educational unit of the state university within five years of receiving a New York state high school diploma; or

(iii) attended an approved New York state program for general equivalency diploma exam preparation, received a general equivalency diploma issued within New York state; or

(iv) was enrolled in an institution or educational unit of the state university in the fall semester or quarter of the two thousand five-two thousand six academic year and was authorized by such institution or